

January 27, 2020

A regular meeting of the City Council was held on Monday, January 27, 2020, at 7:00 p.m. in the Council Chambers of City Hall. Mayor Donker presided. The Pledge of Allegiance to the Flag was recited in unison.

Councilmen present: Steve Arnosky, Diane Brown Wilhelm, Maureen Donker, Pamela Hall, Marty Wazbinski

Councilmen absent: None

MINUTES

Approval of the minutes of the January 13, 2020 regular meeting was offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski. (Motion ADOPTED.)

PUBLIC COMMENTS

No public comments were made.

TRAFFIC CONTROL ORDER R-19-02

City Engineer Josh Fredrickson presented information on Traffic Control Order R-19-02. John McComb, 5104 Nurmi Dr. commented on the TCO. The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Arnosky:

RESOLVED, that Traffic Control Order No. R-19-02 filed June 27, 2019 and extended September 9, 2019 pursuant to Chapter 24 of the Code of Ordinances to establish traffic control as follows:

That Currie Parkway from Golfside Drive to W. Main Street shall be a one-way street; and

RESOLVED FURTHER, that previous Traffic Control Orders for directional traffic control along Currie Parkway from Golfside Drive to W. Main Street be rescinded. (Motion ADOPTED.)

CURBSIDE RECYCLING COLLECTION CONTRACT EXTENSION

Director of Public Services Karen Murphy presented information on a three-year extension to the contract with Tri-County Refuse Services, Inc. d/b/a Republic Services of Pinconning for curbside recycling collection services. The following resolution was then offered by Councilman Arnosky and seconded by Councilman Wazbinski:

WHEREAS, at the June 28, 2010 meeting of City Council, Council approved a five-year agreement with Tri-County Refuse Service Inc., d/b/a Republic Services of Flint/Pinconning, to provide single-stream curbside recycling collection services; and

WHEREAS, a five-year extension of said agreement was approved by Council to cover the period from July 1, 2015 – June 30, 2020; and

WHEREAS, after extensive research of options for continuing recycling services, City staff does not believe that seeking competitive bids in the current recycling market will be productive; and WHEREAS, staff have negotiated a three-year contract extension with Republic Services where the increased cost of processing the recyclable materials will be passed onto the City, resulting in an increase of \$103,766 in 2020/21 for continuation of existing curbside recycling services; now therefore

RESOLVED, that the requirement for competitive bidding is hereby waived as impractical in accord with Section 2-18 of the Code of Ordinances; and

RESOLVED FURTHER, that the Mayor and City Clerk are hereby authorized to execute a three-year agreement to extend the current contract with Tri-County Refuse Service Inc., dba Republic Services of Flint/Pinconning, as approved by the City Attorney; and

RESOLVED FURTHER, that the Accounting Manager is authorized to issue a purchase order to Tri-County Refuse Service Inc., dba Republic Services of Flint/Pinconning, in the amount of \$584,100 upon City Council approval of the FY2020/21 City Budget. (Motion ADOPTED.)

WASHINGTON WOODS EXTERIOR DOOR REPLACEMENT – BID NO. 4053

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, Washington Woods Senior Living Community is in need of new exterior doors; and WHEREAS, Washington Woods has been approved to use up to \$191,718.00 of Community Development Block Grant (CDBG) funding for energy efficiency projects; and WHEREAS, new exterior doors is one of the Washington Woods energy efficient projects; and WHEREAS, sufficient funds are included in the Capital Outlay and Building Additions account of the approved 2019/20 Washington Woods budget; now therefore

RESOLVED, that the low sealed bid proposal meeting City specifications submitted by Schwind Construction & Consulting of Midland, Michigan for the new exterior doors in their response to Bid No. 4053 is hereby accepted: and

RESOLVED FURTHER, that the Accounting Manager is authorized to issue a purchase order in the amount of \$64,050.00 to Schwind Construction & Consulting of Midland, Michigan in accord with the resolution and the City of Midland specifications; and

RESOLVED FURTHER, that the City Manager is authorized to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$3,200.

RESOLVED FURTHER, that the City Manager is authorized to execute any associated documents in accordance with the proposal and the City of Midland specifications once prepared by and/or approved by the City Attorney. (Motion ADOPTED.)

PROPOSED 2019-20 MAJOR STREET FUND BUDGET AMENDMENTS (CAMBRIDGE AND EASTMAN RECONSTRUCTION)

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, scope changes to the Cambridge Street Water main project will be an open trench excavating resulting in the removal and replacement of the paved roadway surface; and WHEREAS, funding is not included in the 2019-20 budget for the street portion of Cambridge Street; now therefore

RESOLVED, that in accord with Section 11.6 of the Charter of the City of Midland, a public hearing shall be conducted at 7:00 p.m., Monday, February 10, 2020, in the Council Chambers of City Hall on the proposal to amend the 2019-20 Major Street Fund budget by increasing both revenue and expense by \$220,000 for the Cambridge Street reconstruction project and direct the City Clerk to give notice as provided in Section 5.11 of the Charter of the City of Midland. (Motion ADOPTED.)

City Engineer Josh Fredrickson presented information on the proposed public hearing and the related reconstruction project on Eastman Avenue. The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Arnosky:

WHEREAS, construction costs have been obtained for the proposed Eastman Avenue construction project which adds a southbound through lane, a southbound turn lane and makes pavement improvements between Airport Road and Joe Mann Boulevard; and WHEREAS, funding for the Eastman Avenue construction project is in the 2019-20 fiscal budget and is insufficient for construction cost; now therefore

RESOLVED, that in accord with Section 11.6 of the Charter of the City of Midland, a public hearing shall be conducted at 7:00 p.m., Monday, February 10, 2020, in the Council Chambers of City Hall on the proposal to amend the 2019-20 Major Street Fund budget by increasing both revenue and expense by \$450,000 for the 2020 Eastman Avenue project and direct the City

Clerk to give notice as provided in Section 5.11 of the Charter of the City of Midland. (Motion ADOPTED.)

PROPOSED 2019-20 WASHINGTON WOODS BUDGET AMENDMENT

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, Washington Woods was originally budgeted for a Community Development Block Grant (CDBG) allocation of \$42,803 on May 20, 2019 for the 2019-20 fiscal year; and
WHEREAS, the CDBG budget, as amended on December 16, 2019, now allocates an award amount of \$191,718 for energy efficiency upgrades, and
WHEREAS, it is necessary to amend the FY 2019-20 Washington Woods budget to include the accurate CDBG funding award; now therefore
RESOLVED, that in accord with Section 11.6 of the Charter of the City of Midland, a public hearing shall be conducted at 7:00 p.m., Monday, January 27, 2020, in the Council Chambers of City Hall on the proposal to amend the 2019-20 Washington Woods budget by decreasing revenues and expenditures by \$42,803 and increasing revenues and expenditures by \$191,718 to recognize the accurate allocations from the 2019-20 CDBG budget for energy efficiency upgrades. (Motion ADOPTED.)

ZONING PETITION NO. 628

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, a public hearing was held by the Planning Commission on Tuesday, January 14, 2020 for property located at 3115 Isabella Street for the purpose of considering the advisability of amending the Zoning Map of Ordinance No. 1585, the Zoning Ordinance of the City of Midland, from RB Multiple Family Residential to RA-1 Single Family Residential; now therefore
RESOLVED, that notice is hereby given that a public hearing will be held by the City Council on Monday, February 24, 2020 at 7:00 p.m. in the Council Chambers, City Hall, for the purpose of considering the advisability of amending the Zoning Map of Ordinance No. 1585, the Zoning Ordinance of the City of Midland, as set forth in the following proposed Ordinance, which is hereby introduced and given first reading; and
RESOLVED FURTHER, that the City Clerk is hereby directed to notify property owners within three hundred (300) feet of the area proposed to be rezoned by transmitting notice on or before February 7, 2020 and to publish said notice on February 8, 2020.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NO. 1585, BEING AN ORDINANCE TO REGULATE AND RESTRICT THE LOCATION OF TRADES AND INDUSTRIES AND THE LOCATION OF BUILDINGS DESIGNED FOR SPECIFIC USES, TO REGULATE AND LIMIT THE HEIGHT AND BULK OF BUILDINGS HEREAFTER ERECTED OR ALTERED, TO REGULATE AND DETERMINE THE AREA OF YARDS, COURTS, AND OTHER OPEN SPACES SURROUNDING BUILDINGS, TO REGULATE AND LIMIT THE DENSITY OF POPULATION, AND FOR SAID PURPOSES, TO DIVIDE THE CITY INTO DISTRICTS AND PRESCRIBE PENALTIES FOR THE VIOLATION OF ITS PROVISIONS BY AMENDING THE ZONING MAP TO PROVIDE AN RC REGIONAL COMMERCIAL ZONING DISTRICT, WHERE A RB MULTIPLE FAMILY RESIDENTIAL ZONING DISTRICT PRESENTLY EXISTS.

The City of Midland Ordains:

Section 1. That the Zoning Map of Ordinance No. 1585, being the Zoning Ordinance of the City of Midland, is hereby amended as follows:

A PARCEL OF LAND SITUATED IN THE CITY OF MIDLAND, MORE PARTICULARLY DESCRIBED AS LOTS 28, 29, 30 CHIP RIV ASSRS PLAT.

Be, and the same is hereby changed to RA-1 Single Family Residential zoning.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 3. This Ordinance shall take effect upon publication. (Motion ADOPTED. Considered first reading.)

Being no further business the meeting adjourned at 7:43 p.m.

Erica Armstrong, City Clerk